

JCO6 Rec'd ST/PTO 29 SEP 2005

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.  
Dated: September 27, 2005 Signature: Edith Sillman  
(Edith Sillman)

Docket No.: 59026(49371)  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Frank Whittaker

Application No.: 10/534,941

Filed: May 13, 2005

For: CHECK VALVE

Confirmation No.: 1675

Art Unit: N/A

Examiner: Not Yet Assigned

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date  
Granted mailed September 19, 2005, Applicant respectfully submits a Combined  
Declaration and Power of Attorney and Part 2 Copy of Notice.

Please charge our Deposit Account No. 04-1105 in the amount of \$130.00  
covering the fee set forth in 37 CFR 1.16(f). The Director is hereby authorized to  
charge any deficiency in the fees filed, asserted to be filed or which should have been  
filed herewith (or with any paper hereafter filed in this application by this firm) to our

10/05/2005 ATRAN1 00000128 041105 10534941

01 FC:1617 130.00 DA

Application No.: 10/534,941

2

Docket No.: 59026(49371)

Deposit Account No. 04-1105, under Order No. 59026(49371). A duplicate copy of this paper is enclosed.

Dated: September 27, 2005

Respectfully submitted,

By   
David J. Silvia

Registration No.: 49,036  
EDWARDS & ANGELL, LLP  
P.O. Box 55874  
Boston, Massachusetts 02205  
(203) 975-7505  
Attorneys/Agents For Applicant



PTO/SB/17 (12-04v2)  
Approved for use through 7/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

<b>Effective on 12/08/2004.</b> <b>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</b>		<b>Complete if Known</b>	
<b>FEE TRANSMITTAL</b> <b>For FY 2005</b>		Application Number	10/534,941-Conf. #1675
		Filing Date	May 13, 2005
		First Named Inventor	Frank Whittaker
		Examiner Name	Not Yet Assigned
		Art Unit	N/A
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Attorney Docket No.	59026(49371)
<b>TOTAL AMOUNT OF PAYMENT</b>		<b>(\$)</b>	<b>130.00</b>

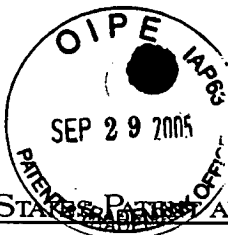
<b>METHOD OF PAYMENT</b> (check all that apply)	
<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card
<input type="checkbox"/> Money Order	<input type="checkbox"/> None
<input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account	Deposit Account Number: <u>04-1105</u> Deposit Account Name: <u>Edwards &amp; Angell, LLP</u>
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, <b>except for the filing fee</b>
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17	<input checked="" type="checkbox"/> Credit any overpayments

<b>FEE CALCULATION</b>							
<b>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</b>							
	<b>FILING FEES</b>		<b>SEARCH FEES</b>		<b>EXAMINATION FEES</b>		
		<b>Small Entity</b>		<b>Small Entity</b>		<b>Small Entity</b>	
<b>Application Type</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fees Paid (\$)</b>
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
<b>2. EXCESS CLAIM FEES</b>							
<b>Fee Description</b>						<b>Small Entity</b>	
						<b>Fee (\$)</b>	<b>Fee (\$)</b>
Each claim over 20 (including Reissues)						50	25
Each independent claim over 3 (including Reissues)						200	100
Multiple dependent claims						360	180
<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>	<b>Multiple Dependent Claims</b>			
				<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>		
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>				
<b>3. APPLICATION SIZE FEE</b>							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
<b>Total Sheets</b>	<b>Extra Sheets</b>	<b>Number of each additional 50 or fraction thereof</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>			
<b>4. OTHER FEE(S)</b>							
							<b>Fees Paid (\$)</b>
Non-English Specification, \$130 fee (no small entity discount)							
Other (e.g., late filing surcharge): <u>1051 Surcharge-Late oath or declaration</u>							<u>130.00</u>

<b>SUBMITTED BY</b>			
Signature	<u>David J. Silvia</u>	Registration No. (Attorney/Agent)	49,036
Name (Print/Type)	David J. Silvia	Telephone	(203) 353-6839
		Date	September 27, 2005

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Dated: September 27, 2005	Signature <u>Edith Sillman</u> (Edith Sillman)

SDW/DJS  
S9026(49371)



UNITED STATES PATENT AND TRADEMARK OFFICE

Page 2  
**RECEIVED**

SEP 23 2005

EDWARDS & ANGELL, LLP

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.

10/534,941

FIRST NAMED APPLICANT

Frank Whittaker

ATTY. DOCKET NO.

59026(49371)-US

INTERNATIONAL APPLICATION NO.

PCT/GB02/05226

I.A. FILING DATE

11/21/2002

PRIORITY DATE

21874

EDWARDS & ANGELL, LLP  
P.O. BOX 55874  
BOSTON, MA 02205

**RECEIVED**

SEP 22 2005

EDWARDS & ANGELL, LLP  
IP DOCKETING DEPT. (BOS)

CONFIRMATION NO. 1675

371 FORMALITIES LETTER



\*OC000000017038822\*

Date Mailed: 09/19/2005

NOTED ON SYSTEM

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/13/2005
- Copy of the International Search Report filed on 05/13/2005
- Preliminary Amendments filed on 05/13/2005
- Information Disclosure Statements filed on 05/13/2005
- Oath or Declaration filed on 05/13/2005
- Request for Immediate Examination filed on 05/13/2005
- U.S. Basic National Fees filed on 05/13/2005
- Assignment filed on 05/13/2005
- Specification filed on 05/13/2005
- Claims filed on 05/13/2005
- Abstracts filed on 05/13/2005
- Drawings filed on 05/13/2005

Missing Parts  
Edwards & Angell LLP

101 Federal St. Boston, MA 02110

Docketed For 11/19/05 - 4/19/06

By Selet

Approved \_\_\_\_\_

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the

missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/534,941	PCT/GB02/05226	59026(49371)-US

• FORM PCT/DO/EO/905 (371 Formalities Notice)